

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

RIMINI,)
)
v.) Civil Action No. 21-cv-7209(JPC)(SLC)
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J.P. MORGAN CHASE & CO. et al)
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MOTION FOR VACATUR

Dear Judge Cronan:

Dear Judge Cave:

Including for the reasons I have outlined in 1:22-cv-07768 at Motion for Recusal, Document 37, I respectfully ask that the Court vacate its decisions and orders in 21-cv-7209.

December 21, 2022

Respectfully Submitted,

/s/Thomas Rimini

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Plaintiff's validly filed notice of appeal, Dkt. 82, has divested the Court of jurisdiction over the matters addressed in its Opinion and Order dismissing this case, Dkt. 77. *See Griggs v. Provident Consumer Disc. Co.*, 459 U.S. 56, 58 (1982) ("The filing of a notice of appeal . . . confers jurisdiction on the court of appeals and divests the district court of its control over those aspects of the case involved in the appeal."). Because the Court has been divested of jurisdiction over the decisions and orders that Plaintiff seeks to have vacated, Plaintiff's motion is denied without prejudice for lack of jurisdiction.

SO ORDERED

Date: February 22, 2023
New York, New York



JOHN P. CRONAN
United States District Judge